

05/10/01

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - MAY 14, 2001

(The Honorable William F. Stone Jr. Presiding)

(Start _____ Recess _____ / _____ Stop _____ Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

9:30 A. M. - PRE-TRIALS IN COURTROOM

M. Hart NATHANIEL GILL, JR. - Ch. 13 7-98-02156 Connelly/JJ
Motion # 3: relief; contd fr 2/26; contd fr 3/26 & 4/23
Chase Manhattan Mortgage Corp. (Goldberg/Callahan) v. Debtor d/e # 42, 49
—**ORDER of 5/10 granted relief**

Delafield JOHN & RUTH DAWSON-chl3 7-00-03865 Connelly/NS
A/P 7-01-00025: Det. Liens or other interest in property
Debtors v. Empire Acceptance Company ()
—summons reissued for service upon d/t trustees
—**see also confirmation of plan set at 10:00 a.m.**

Shelor FRANKLIN & PATRICIA ANDERSON 7-00-04065 Creasy/JM
A/P 7-01-00037: Object to or revoke discharge ll USC §727
Boone & Co (Logan) v. Debtors

M Giles JOSEPH & RHONDA JUSTUS-chl3 7-00-01200 Connelly/S
A/P 7-01-00044: Recover money or property
Debtor v. Wal-Mart Stores, East, Inc

9:30 A. M. - PRE-TRIALS IN COURTROOM

Ludwig DEIRDRE MCWARREN-chl3 7-00-03295 Connelly/MC
Motion #2 (Amended to add registered agent: Avoid lien: d/e # 33 & ?
Debtor v. Carilion Medical Center

Motion #3 (Amended to add registered agent:) Avoid lien
Debtor v. Emergency Services CHRV , d/e #34 & ??

M Giles FRANK & SYLVERIA ENGLISH-chl3 7-99-01939RKR Connelly/PR
Motion #1: **Notice re default & objection thereto**
Re Order on relief - contd fr 3/26 & 4/9 (bks pmt history reflects pmts current)
Wachovia Bank NA (Fleischhauer) v. debtors & trustee

Moses ISHMAEL DENNY, JR. - Ch. 13 7-01-00733 Connelly/PR
Motion # 1: Relief
Edgar A. Cuddy, Jr. & Betty R. Cuddy v. Debtor & Trustee **d/e # 16**
—conf set 5/29 ;mod plan filed 4/19 w/c-s all creditors, d/e # 18
—ORDER GRANTING RELIEF (default) entered 5/4/01

—ANSWER filed 5/8 ?

Shelor ROBERT & DEBORAH THOMPSON - Ch. 7 7-01-00378 Vogel/AF
Motion # 1: Relief
National City Mortgage Co. (Neyhart) v. Debtors & Trustee **d/e # 13**
Answer filed 4/30, d/e # 16

—ORDER of 5/7 dismissed motion, cancels hearing.

M. Giles JERRY & EAVERY ROACH - Ch. 7 7-01-00860 Krippendorf/JJ
Motion # 1: Relief
Advanta Mortgage Corp. (Sasser) v. Debtors & Trustee **d/e # 15**
—ORDER of 5/10 granted relief

9:30 A. M. - PRE-TRIALS IN COURTROOM

Zadell	MARLAN & JUANITA MORRIS-ch7	7-01-00381	McLean/VS
	Motion #1: relief - filed 4/18; d/e # 12		
	Bankers Trust Co of Calif, NA (Sasser) v. debtors & trustee		

10:00 A. M. - CHAPTER 13 CONFIRMATIONS

Ludwig	WENDELL & MARY RUBEN - Ch. 13	7-01-00657	Connelly/BP
	Plan		
	Objection: Trustee w/Show Cause on Dismissal d/e # 15		

Motion of Debtor by counsel for continuance of conf. matters filed 5/9; d/e # 17

M Hart	KAREN PROLL-ch13	7-01-00482	Connelly/SJ
	Plan filed 2/28 d/e #12		
	Objection: Trustee with Motion to dismiss d/e # 13		
	Objection: Washington Mutual Finance (Hill) d/e # 17		

Motion for Valuation of 1997 Toyota Forerunner
Toyota Motor Credit Corp. owed \$22,000; values at \$20,800 d/e # 15

Motion for Valuation of miscellaneous personal property
Citifinancial, Inc. owed \$9,587.62; values at \$300 d/e # 16

M Giles	WAYNE & VALERIE DIVERS-ch13	7-01-00480	Connelly/AF
	Plan filed 2/7 d/e # 6; <u>AMENDED plan filed 4/12 with c/s, d/e # 21</u>		
	AMENDED Plan filed 4/17 w/original debtors' signatures d/e # 22		
	Objection: Trustee with Motion to dismiss d/e # 14		

10:00 A. M. - CHAPTER 13 CONFIRMATIONS

Ferguson SEHRIJA MAHMEDOVIC 7-01-00035 Connelly/MC
Amended Plan filed 3/2 **d/e #16 - *contd from 4/9***
Objection: Trustee with Motion to showcause on dismissal d/e # 15 & #19

CASE DISMISSED 4/30/01 ON DEBTOR'S MOTION

M Giles JOHN & CONNIE SPENCER 7-00-03837 Connelly/BP
Mod Plan filed 3/29 **d/e # 26, 27, 28**

H Brown KEVIN & NICOLE ANDERSON- 7-01-00250 Connelly/MC
Plan filed 1/23; d/e # 6
Trustee Reports, OBJECTIONs, and Motions to dismiss filed 2/22 d/e # 15;
3/16 d/e # 18; and 4/20 d/e # 224

C.Allen JOSEPH & ROMAIN ANDERSON-ch13 7-01-00153 Connelly/PR
Mod Plan filed 3/14, d/e # 17
Objection to prior plan d/e # 6: Trustee with Motion to Dismiss **d/e # 15 contd fr 4/23**

Objection to prior plan d/e # 6: Washington Mutual Finance (Hill) **d/e # 13**
–dismissed obj by o/e 4/19

(Note: Tr Obj to claims set for hearing on 6/25 @ 2)

M Hart JOHN & RUTH DAWSON 7-00-03865 Connelly/MC
Mod Plan filed 2/13 **d/e # 17, 18; *contd fr 4/9 & 4/23***
Trustee Notice of showcause on dismissal **d/e # 14;** contd fr 2/26 & 4/9 & 4/23
–**contd fr 4/23 to mod plan to only increase tr pmt; amend pmt of one creditor to
match proof of claim filed & no adverse effect on remaining creditors ; if tr.
can recommend conf at that time, debtors may be excused from appearance**

See also AP pre-trial set at 9:30

10:00 A. M. - CHAPTER 13 CONFIRMATIONS

M Giles	CYNTHIA WATSON-ch13 Mod Plan filed 3/26 , d/e # 21, 22	7-00-03757	Connelly/BP
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Dickenson	RAYMOND & SHUNTRA MUSE - Ch. 13 Amended Plan # 4 filed 3/9 Amended Plan # 5 filed 4/26 d/e # 46 -Cont'd to 6/25 @ 10:00 a.m. d/e # 47	7-00-00253	Connelly/PR
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M Giles	ROBERT AKERSON Mod Plan filed 3/9 d/e # 56, 57	7-00-00357	Connelly/BP
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M. Hart	DORIS BOARD - Ch. 13 Plan filed 2/20, d/e # 6 Objection: Trustee w/Show Cause on Dismissal (modifications required) d/e # 16 Objection: USA/IRS d/e # 19 ; OBJ dismissed by O/E 5/10 Motion for valuation: Citifinancial Inc. d/e # 13 Motion for valuation: WFS Financial Inc d/e # 14	7-01-00663	Connelly/PR
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H. Brown	DANIEL & MARGARET ANDREWS - Ch. 13 Mod. Plan filed 3/19 d/e # 40, 41	7-00-04221	Connelly/VS
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Objs of Trustee w/mots to dismiss, d/e # 22 & 35, contd fr 3/26 to hear w/mod plan

10:00 A. M. - CHAPTER 13 CONFIRMATIONS

P. Brown JOSEPH SECREST, II - Ch. 13 7-00-03844 Connelly/SO
Mod. Plan filed 3/19 **d/e # 21, 22, 27**
Objection: EquiCredit Corporation (Zimm) d e # 23
Associates Home Equity Services (Zimm) d/e # 28

Motion #1: Relief - filed 4/24; d/e # 24. 25
First Union National Bank of Delaware (Goldstein) v. debtor & trustee

P Brown BETTY HAIRSTON-chl3 7-00-03950 Connelly/MC
Mod Plan filed 3/38 - **d/e #21**
Objection (to plan & valuation of claim) : Dana Walker (Saunders)

Dickinson ANTHONY CLAYTOR - Ch. 13 7-00-02907 Connelly/BP
Mod. Plan

Trustee's Show Cause on Dismissal **d/e # 47**

10:00 A. M. - MISCELLANEOUS HEARINGS

Szathmary DANNY & LIZA FLINCHUM-ch7 7-01-00327 Krippend/ BP
Motion of Trustee for Order to extend time to file obj to exemptions, complaints, etc
re discharge/dischargeability **d/e # 14 & Ord requiring notice, d/e # 15**
c/s of Ord/ntc d/e # 18; ord setting hrg self-executing absent obj 5 days prior to hrg

Krippend. KEVIN & PEGGY SPARKS-CHL3 7-01-01519 Connelly/VS
Motion #1: Relief - **filed 5/10 w/5/14 hrg date**
WFS Financial (Fleischhauer) v. debtors & trustee

11:00 A. M. - MISCELLANEOUS HEARINGS

Delafield RUBEN JOHNSON-chl3 7-99-02995 Connelly/MC
Debtor Motion to Reconsider Order Granting Relief in Motion #1(d/e # 32): Principal
Residential Mortgage (Zimm/Fleischhauer) **d/e # 39, 40**
RESPONSE and Objection filed by Principal Residential Mortgage (Zimm)

Delafield SHIRLEY CARLISLE - Ch. 13 7-00-04205 Connelly/MC
Objection of Debtor to Claim # 3 of Fairbanks Capital Corp
(Note: contd fr 3/26 for mod plan to be filed/heard on 5/29 @ !0 (filed 4/19)

M. Giles STEPHENSON & GINA THACKER - Ch. 13 7-00-02652 Connelly/SJ
Debtors' Motion to Suspend Plan Payments for 4 months

Delafield APRIL MEADOR-chl3 7-99-00965 Connelly/MC
Motion for compensation of Darren Delafield in amt of \$528.00 **d/e # 36**

Delafield MICHAEL & MELANIE HUNT-chl3 7-00-03479 Connelly/BP
Motion for compensation of Darren Delafield in amt of \$340.50 **d/e # 33, 37**

11:00 A. M. - MISCELLANEOUS HEARINGS

Dickenson ROBIN ARTRIP - Ch. 7 7-01-01164 Krippendorf/JJ
Motion # 1: Relief filed 4/16
LaSalle National Bank/Superior Bank, FSB (Bierman) v. Debtor & Trustee d/e # 10,11

M Black ROLAND MACHER-chll 7-00-03659 DIP/MC
Motion of Debtor to Authorize Distribution of Funds to Debtor for Benefit of
Secured Creditors (Black) d/e # 72
—NOTE: See also Status Hearing scheduled at 2:00 p.m. @Pg9

1:30 P.M.

Bowman STANLEY & PATRICIA HAWKS - Ch. 7 7-97-02352-WSA Money/
**A/P No. 7-00-00166: Determine dischargeability of student loan*
Patricia Hawks v. U. S. Dept of Education (Thomas)
(Abingdon case agreed by counsel to be heard in Roanoke)
* Oral argument & hearing contd from 3/12

—Ord of 5/10 contd to 6/25 @ 2:30 by agr of parties

2:00 P.M. - MISCELLANEOUS

M Hart JEFFREY & CARNIE SMITH-chl3 7-98-02815 Connelly/MC
Trustee Showcause; convert/dismiss contd fr 4/23; d/e # 63 (to allow
entry of employee deduct orders and for Apr pmt to be confirmed) will
cont tr s/c to 6/11 date w/conf of mod plan already set IF conditions met

2:00 P. M. - MISCELLANEOUS HEARINGS

R Foster	DONALD MOHLER Trustee Motion to Convert/Dismiss filed 3/29 d/e # 57	7-97-03009	Connelly/JM
Krippend.	LESLIE HARRIS-ch13 Trustee Motion to Convert/Dismiss filed 4/16 d/e # 45	7-00-03817	Connelly/BP
Dickenson	CHRISTINE JOHNSON-ch13 Amended Obj to Claim #8 of Fenzel, Fenzel & Associates in amt of \$930.00 (previously filed, d/e # 21, but ord/ntc not signed/dated/returned to atty for service) filed 3/28 d/e # 28	7-00-03592	Connelly/SJ
M Black	ROLAND MACHER-chll Status hearing d/e # 7 ; contd from 2/12 & 3/26 (Plan & d/s to be filed by 7/10) —see 11: a.m @ Pg8 Motion of Debtor re distr. Of funds	7-00-03659	DIP/MC
Krippendorf	DEVIN & RENA JOHNSON - Ch. 13 Motion #1: Relief filed 4/11 for 5/14; O/E contd §362 to hrg date Chrysler Financial Co.LLD (King/Higgs/Callahan) v. debtors & trustee —Motion <u>granted</u> extending time to 5/2 to respond to Motion d/e 31, filed 4/23 — <u>Response filed 5/2, d/e # 33</u>	7-99-01793	Connelly/PR
Shankman	FARRON LOWRY-ch7 Motion of Debtor to re-consider Order of 3/27 sustaining Trustee's Objection to Claim of Exemptions and to Dismiss Same filed 4/12 d/e # 32, 35	7-00-03899	Krippendorf/S

2:00 P. M. - MISCELLANEOUS HEARINGS

Delafield THOMAS & SANDRA BRIGHTON-ch13 7-00-02504 Connelly/JM
Motion #3: Relief - filed 3/12 d/e # 52, 53; contd fr 4/9
Charter One Mortgage Corp as servicing contractor for Va.Housing Development
Authority (S.Wade) v. debtors & trustee
–negotiating settlement

M. Giles ROGER & ELIZABETH SLUSHER - Ch. 13 7-95-02752 Connelly/SJ
Trustee's Show Cause as to why case should not be dismissed/converted d/e # 61

M Giles CHRISTOPHER GEARHEART-ch7 7-01-01116 Krippend/JJ
Motion #1: Relief - filed 4/23; d/e # 13, 14
National Bank of Commerce (Grant) v. debtor & trustee
–**ORDER (agreed)entered 5/8 granting relief from stay (d/e # 17)**

2:30 P. M. - TRIAL

Hodge SONYA ETTER-CH7 7-00-02192 Krippend/J
A/P 7-00-00169: Turnover property; **TRIAL: 1 hr**
Trustee (Krippendorf) v. debtor
–**AP settled; pltf/trustee to file motion & notice to approve compromise**

3:30 P. M. - TRIAL

Krippend. BARBARA JONES-ch13 7-96-02442 Connelly/SJ
Motion #3: Relief - filed 3/26;d/e # 42, 43; contd fr 4/23 for 1 hr trial*
Dept of Veterans Affairs (Creasy) v. debtor & trustee
Response of debtor filed 4/9; d/e # 44
TRIAL: 1 hr